

FORM PTO-1390  
OFFICE  
(Modified)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK

ATTORNEY'S DOCKET NUMBER  
9694D-000041/US

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

EXPRESS MAIL LABEL NO.

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 37110/574778  
NEW

INTERNATIONAL APPLICATION NO.

PCT/JP2004/014848

INTERNATIONAL FILING DATE

October 7, 2004

PRIORITY DATE CLAIMED

October 7, 2003 and March 8, 2004

## TITLE OF INVENTION

RARE EARTH COMPLEX EXCELLENT IN THERMAL RESISTANCE (as amended)

## APPLICANT(S) FOR DO/EO/US

Kazuhiro MANSEKI, Yasuchika HASEGAWA and Shozo YANAGIDA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39 (1).
4. ☒ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)) **WO 2005/044770 A1**
  - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☒ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☒ is transmitted herewith.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4)
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
  - a. ☒ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☒ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☒ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 20. below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98-1449, International Search Report (PCT/ISA/210) in English and PTO Form 1449 listing 4 & Submitting 4 Ref.'s, ISR
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
14. ☐ A SECOND or SUBSEQUENT preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: 4 sheet of formal drawings, PCT Forms (PCT/IB/301), (PCT/IB/304), (PCT/IB/308), (PCT/IB/346) and (PCT/RO/101)

U.S. APPLICATION NO (if known, see 37 CFR 1.5) <div style="font-size: 2em; font-weight: bold;">10/574778</div>		INTERNATIONAL APPLICATION NO PCT/JP2004/014848		ATTORNEY'S DOCKET NUMBER 9694D-000041/US	
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21. <input checked="" type="checkbox"/> The following fees are submitted:				<b>CALCULATIONS      PTO USE ONLY</b>																			
<b>PCT FEES – NATIONAL STAGE:</b>  <table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Fee Code</th> <th style="text-align: left;">Description</th> <th style="text-align: left;">Fee</th> </tr> </thead> <tbody> <tr> <td>1631</td> <td>Basic National Stage Fee.....</td> <td>\$300.00</td> </tr> <tr> <td>1632</td> <td>National Stage Search Fee.....</td> <td>\$400.00</td> </tr> <tr> <td></td> <td>(Search report prepared and provided to USPTO)</td> <td></td> </tr> <tr> <td>1633</td> <td>National Stage Examination Fee.....</td> <td>\$200.00</td> </tr> </tbody> </table> <b>ENTER APPROPRIATE FEE AMOUNT =</b>				Fee Code	Description	Fee	1631	Basic National Stage Fee.....	\$300.00	1632	National Stage Search Fee.....	\$400.00		(Search report prepared and provided to USPTO)		1633	National Stage Examination Fee.....	\$200.00	<table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:10%; text-align: right;">\$</td> <td style="width:40%; text-align: right;">900.00</td> <td style="width:50%;"></td> </tr> </table>		\$	900.00	
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Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 Months from the earliest claimed priority date (37 CFR 1.492(e)).				<table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:10%; text-align: right;">\$</td> <td style="width:40%; text-align: right;">130.00</td> <td style="width:50%;"></td> </tr> </table>		\$	130.00																
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PAGES	PAGES FILED	EXTRA PAGES FILED IN 50 PAGE SEGMENTS	RATE		
Total Pages	35 - 100 =	0	X 250.00	\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	19 - 20 =	0	X \$50.00	\$	
Independent Claims	1 - 3 =	0	X \$200.00	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$	1030.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
<b>SUBTOTAL =</b>				\$	1030.00
Processing fee of <b>\$130.00</b> for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 Months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
<b>TOTAL NATIONAL FEE =</b>				\$	1030.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property +				\$	
<b>TOTAL FEES ENCLOSED =</b>				\$	1030.00
				Amount to be:	\$
				refunded	\$
				charged	\$

a. ☒ A check in the amount of **\$1030.00** to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account. No. 08-0750 in the amount of \$      to cover the above fees.  
 A triplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 08-0750.

**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

Send all correspondence to:  
**Harness, Dickey & Pierce, P.L.C – Customer No. 30593**  
**Post Office Box 8910**  
**Reston, Virginia 20195**

**Date: April 6, 2006**

By Call JLM  
 Donald J. Daley, Reg. No. 34,313

DJD/jap

10/574778

IAP15 Rec'd PCT/PTO 06 APR 2006

PATENT  
Docket No. 9694D-000041/US

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant(s): Kazuhiro MANSEKI et al.  
Int'l Application No.: PCT/JP2004/014848  
Application No.: NEW APPLICATION  
Filed: April 6, 2006  
For: RARE EARTH COMPLEX EXCELLENT IN THERMAL  
RESISTANCE (as amended)

**LETTER**

MAIL STOP PCT APPLICATION  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
Alexandria, Virginia 22313-1450


April 6, 2006

Sir:

Amended sheets are attached hereto (which correspond to Article 19 amendments), as required by 35 U.S.C. § 371(c)(3). The Article 19 amended sheets are incorporated in the included Preliminary Amendment.

Respectfully submitted,

HARNESS, DICKEY & PIERCE, P.L.C.

By:   
Donald J. Daley, Reg. No. 34,313

DJD:jap

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